



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

AUG 27 2015

Return Receipt Requested

Certified Mail#:7009 2820 0002 1759 1162

In Reply Refer to:

EPA File No 21U-15-R4

OFFICE OF
CIVIL RIGHTS

Mr. Michael Alston
Director, Office of Civil Rights
Office of Justice Programs
U.S. Department of Justice
810 Seventh Street, N.W.
Washington, D.C. 20531-3718

Re: Referral of Administrative Complaint EPA File Number 21U-15-R4


Dear Mr. Alston:

This letter is to notify you that the U.S. Environmental Protection Agency (EPA), Office of Civil Rights (OCR), is referring the subject complaint that we received on July 21, 2015 from an inmate in Limestone Correctional Facility to your office due to its lack of jurisdiction. The Complainant alleged that Alabama Department of Corrections employees at Limestone (ADOC) are not enforcing the Alabama Clean Indoor Air Act, ALA Code § 22-15A-1 *et seq.* However, since neither the Limestone Correctional Facility nor the Alabama Department of Corrections is an applicant for, or recipient of, EPA financial assistance, the inmate's complaint does not fall within the OCR's jurisdiction, and the OCR must reject it for investigation. Additionally, the Complainant does not allege a discriminatory act that may violate EPA's nondiscrimination regulations. The OCR has notified the Complainant that his complaint has been forwarded to your office and provided your contact information.

The OCR also notes that the subject complaint is similar to a former administrative complaint filed on January 26, 2015 (EPA File No. 01R-15-R4). In that administrative complaint, the Complainant also alleged that ADOC was not enforcing the Alabama Clean Indoor Air Act. Since the OCR rejected and referred that complaint to your office for lack of jurisdiction, we are also rejecting and referring this amended complaint.

If you have any questions, please contact William Yon at (202) 564-5617, at yon.william@epa.gov, or at U.S. EPA, Office of Civil Rights (Mail Code 1201A), 1200 Pennsylvania Avenue, N.W., Washington, D.C., 20460.

Sincerely,


Velveta Golightly-Howell
Director
Office of Civil Rights

Enclosure

cc: Elise Packard
Associate General Counsel, Civil Rights & Finance Law Office, EPA
(MC 2399A)

Vickie Tellis
Acting Assistant Regional Administrator, U.S. EPA Region IV
(MC 9T25)

(b) (6) Privacy

Harvest, Alabama 35749

SUSPICIOUS ACTIVITY REPORT
GRIEVANCE

Case Report No. S.A.R. 2015-009

FAILURE OF ENFORCEMENT OF STATE LAW

TYPE OF INCIDENT: § 22-15A-1 et. seq. AND
"CERTIFICATE OF OCCUPANCY" FOR STATE BUILDINGS
NARRATIVE: HOUSING PRISON SYSTEM INMATES WITHIN D.O.

STATE FIRE MARSHAL - ED PAULK AND OTHER FIRE MARSHALS ARE NOT ENFORCING THE STATE LAW § 22-15A-1 et. seq. "ALABAMA CLEAN INDOOR AIR ACT" WITHIN THE ALABAMA PRISON SYSTEM AND IN STATE BUILDINGS HOUSING INMATES. THIS WILL BE ADDRESSED IN A PETITION FOR A WRIT OF MANDAMUS BECAUSE IT SEEMS THAT THIS MATTER IS NOT BEING TAKEN SERIOUSLY BY STATE OFFICIAL RESPONSIBLE FOR ENFORCING SAID LAWS. IT IS REQUESTED THAT THIS AFFIANT BE FURNISHED WITH A COPY OF THE "CERTIFICATE OF OCCUPANCY", FOR EACH PRISON WITHIN THE "ALA. DEPT. OF CORRECTIONS." THESE DOCUMENTS FALL UNDER THE OPEN RECORDS ACT - EX PARTE PERCH 17 So. 3d 649 - 2009 ALA. LEXIS 44 (ALA. 2009) AND ALLEN V. BARKSDALE, 32 So. 3d 1264 (ALA. 2009) WITHIN THE PRISON SYSTEM AT OVER 200% ABOVE CAPACITY - THIS STATE AGENCY IS RESPONSIBLE TO ENFORCE - BUILDING CODES - FIRE CODES AND LIKE LAWS. A MANDAMUS WILL ISSUE TO MAKE STATE OFFICIALS DO THEIR JOB. COURT ORDERS WILL BE COMING IN THE NEAR FUTURE.

(b) (6) Privacy

Name of Affiant (print clearly)

(b) (6) Privacy

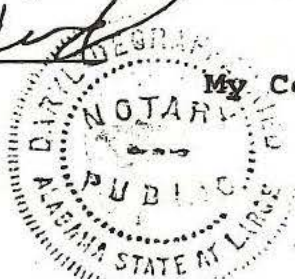
Affiant's Signature

SWORN TO AND SUBSCRIBED BEFORE ME THIS 16th day of Feb, 20

Notary Public

My Commission Expires: 10-30-17

Page 1 of 1 Pages



'HOLY SMOKE'

PSALM 106

589

30 Their land brought forth frogs in abundance, in the chambers of their kings.

31 He spake, and there came divers sorts of flies, and lice in all their coasts.

32 He gave them hail for rain, and flaming fire in their land.

33 He smote their vines also and their fig trees; and brake the trees of their coasts.

34 He spake, and the locusts came, and caterpillars, and that without number.

35 And did eat up all the herbs in their land, and devoured the fruit of their ground.

36 He smote also all the firstborn in their land, the chief of all their strength.

37 He brought them forth also with silver and gold; and there was not one feeble person among their tribes.

38 Egypt was glad when they departed: for the fear of them fell upon them.

39 He spread a cloud for a covering; and fire to give light in the night.

40 The people asked, and he brought quails, and satisfied them with the bread of heaven.

41 He opened the rock, and the waters gushed out;

they ran in the dry places like a river.

42 For he remembered his holy promise, and Abraham his servant.

43 And he brought forth his people with joy, and his chosen with gladness:

44 And gave them the lands of the heathen: and they inherited the labour of the people:

45 That they might observe his statutes, and keep his laws. Praise ye the LORD.

PSALM 106

PRAISE ye the LORD. O give thanks unto the LORD; for he is good: for his mercy endureth for ever.

2 Who can utter the mighty acts of the LORD? who can shew forth all his praise?

3 Blessed are they that keep judgment, and he that doeth righteousness at all times.

4 Remember me, O LORD, with the favour that thou bearest unto thy people: O visit me with thy salvation;

5 That I may see the good of thy chosen, that I may rejoice in the gladness of thy nation, that I may glory with thine inheritance.

6 We have sinned with our fathers, we have com-

BIBLE PAPER USED WITH INK ON PAPER

USED TOBACCO BUTTS PICKED UP FROM THE FLOORS AND GARBAGE

RE-ROLLED AND SMOKED.

TOILET PAPER WRAPPER



GREEN INK ↴

SUPER STRONG ODOR!

EXHIBIT 'C'

USED FOR CIGARETTE PAPER

FEB. 7, 2015

Date _____

300%
OVER
CAPACITY.

Alabama needs reforms

MORE THAN 95% OF ALABAMA'S PRISON INMATES DO NOT HAVE ACCESS TO EDUCATIONAL OR REHABILITATION - PROGRAMS. MANY INMATES SIT AROUND IDLE WITH NOTHING CONSTRUCTIVE OR POSITIVE TO DO. EVERY DAY INMATES ARE BUSY SODOMIZING EACH OTHER, TATTOOING EACH OTHER AND SHOOTING DOPE WITH HEPATITIS-C AND AIDS INFECTED NEEDLES, GAMBLING, DRINKING PRISON WHISKEY, AND A CHOSEN FEW ARE READING THEIR BIBLES PRAYING FOR THE END TO COME. MOST INMATES COME OUT OF THIS EVIL AND CORRUPT ALABAMA PRISON SYSTEM MUCH WORSE THAN WHEN THEY CAME INTO THE AL.D.O.C. AND WITH NEW CRIMINAL SKILLS TO PUT TO USE. ALL OF THIS AND MANY MORE EGREGIOUS PROBLEMS HAVE EXISTED FOR DECADES WITHIN THE PRISON SYSTEM IN ALABAMA.

Date Executed: FEB. 7, 2015

(b) (6) Privacy

Signature of Declarant